IN THE HIGH COURT OF PUNJAB & HARYANA, CHANDIGARH

CRIMINAL REVISION NO.1999 OF 2003
DATE OF DECISION: *August 29, 2006*

Kulwant Singh.

.....PETITIONER(S)

VERSUS

State of Punjab & Others.

.....RESPONDENT(S)

. . .

PRESENT:- Mr. D.S. Brar, Advocate, for the petitioner.

Mr. Eklavya Kumar, Assistant Advocate General, Punjab.

. . .

AJAI LAMBA, J.

I have gone through the record of the case with the assistance of the learned counsel for the parties.

This criminal revision petition is directed against the judgment of acquittal. The respondents were prosecuted and sentenced by the Judicial Magistrate Ist Class, Samrala. On filing of appeal, the appeal has been accepted and the respondents have been acquitted.

After consideration of the evidence, it has been found that the FIR was delayed by 72 hours; grievous injuries on the person of injured have not been proved; blood stained clothes or blood stained earth were not collected; the possession of the place of occurrence has not been proved and the probable duration of injuries on the person of Kulwant Singh

has not been given.

While exercising revisional jurisdiction against judgment of acquittal, the evidence cannot be re-appreciated. The learned counsel for the petitioner has not been able to point out any defect in procedure nor it has been indicated as to which part of evidence has been shut out. No impropriety or illegality has been pointed out.

In view of the above, no ground for interference is made out.

Dismissed.

(AJAI LAMBA)
JUDGE

AUGUST 29, 2006
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